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DANIEL A. POLLACK  
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FILED  
CLERK'S OFFICE  
DEC 28 4 10 PM '04  
U.S. DISTRICT COURT  
DISTRICT OF MASS.  
W. HANS KOBELT  
JUSTIN CHU  
ANTHONY ZACCARIA

December 27, 2004

***By Federal Express***

Honorable Mark L. Wolf  
United States District Judge  
U.S. District Court for the  
District of Massachusetts  
United States Courthouse  
1 Courthouse Way  
Boston, MA 02210

re: Bahe v. Franklin/Templeton Distributors, Inc.  
Civil Action No. 04-11195 (MLW)

Dear Judge Wolf:

I respectfully request that, if possible, Your Honor move the hour of the hearing on the Motion to Dismiss now set for Tuesday, January 11 at 10:30 a.m. to 12:30 p.m. that same day or, if that is not convenient, to any other later hour that afternoon which may be more convenient for Your Honor.

The reason for this request is that I will be traveling to Boston by train that day from New York City. The 8:03 a.m. train arrives in Boston at 11:27 a.m. and I should be able to be at the Courthouse, even allowing for normal travel delay, by 12:30 p.m.

Thank you, in advance, for any accommodation you may be able to afford me on the hour of the oral argument.

Respectfully,



Daniel A. Pollack  
Counsel for Franklin/Templeton  
Distributors, Inc. and  
William J. Lippman

cc: Edward F. Haber, Esq. (By FAX)  
Counsel for Plaintiff

Dennis O'Leary, Clerk (By FAX)

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